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REFERENCE: 780-A03-040-8

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MESSAGE:

PLEASE DELIVER THE FOLLOWING COMMUNICATION CONCERNING THE BELOW IDENTIFIED CASE

Applicant(s): P. Bonutti

Confirmation No.: 7131

Application No.: 10/666,101

Group Art Unit: 3737

Filed: September 18, 2003

Examiner: To Be Assigned

For: APPARATUS AND METHOD FOR USE IN
MEDICAL IMAGING

Docket No: 780-A03-040-8

1. Notification Of Loss Of Entitlement To Small Entity Status (2 pgs)

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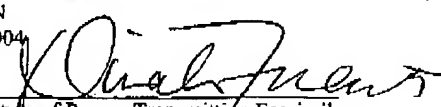
COMMISSIONER FOR PATENTS, ALEXANDRIA, VA 22313

ATTENTION

On April 7, 2004

Dinah Fuentes

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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NOTIFICATION OF LOSS OF ENTITLEMENT TO SMALL ENTITY STATUSCommissioner for Patents
P.O. Box 1450
Alexandria, VA 22313

Dear Sir:

Pursuant to 37 C.F.R. 1.27 (g)(2), the undersigned registered attorney of record appointed to the above-referenced application, hereby gives notice that the Applicant's status as a small entity was established in good faith and fees as a small entity were paid in good faith, and it was later discovered that such status as a small entity was established in error. We would like the error excused based on compliance with the following submission and itemization requirements, as well as the deficiency payment requirements under 37 C.F.R. 1.28 (c):

A. The non-provisional application filing fee was erroneously paid as a small entity in the amount of \$375.00. The current non-provisional application filing fee for a non-small entity is \$750.00.

B. The non-provisional filing and claims fees were charged to Deposit Account No. 500601 on September 18, 2003.

C. The deficiency for the filing fee currently owed is \$375.00.

D. The extra claims were erroneously paid as a small entity rate. The current extra claims fee for non-small entity is \$18.00 and \$84.00.

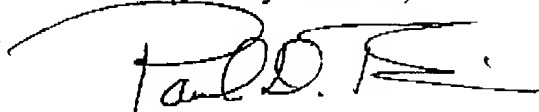
F. The deficiency for the claims currently owed is \$246.00.

G. The total deficiency currently owed is \$ 621.00 (\$375.00 + 246.00).

Accordingly, we hereby authorize the Commissioner to charge the total deficiency of \$621.00 to Deposit Account No. 500601 (Atty. Docket No: 780-A03-040-8). Should any other fees be due, please charge the required fee or credit any overpayments to this Deposit Account.

Should you have any questions, please contact the undersigned at the phone number listed below.

Respectfully submitted,



Date: April 7, 2004

Paul D. Bianco, Reg. 43,500
Attorney for Applicant
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